

107TH CONGRESS
2D SESSION

H. R. 5599

To apply guidelines for the determination of per-pupil expenditure requirements for heavily impacted local educational agencies, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 10, 2002

Mr. THUNE (for himself and Mr. CARSON of Oklahoma) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To apply guidelines for the determination of per-pupil expenditure requirements for heavily impacted local educational agencies, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PER-PUPIL EXPENDITURE REQUIREMENT FOR**
4 **NEW HEAVILY IMPACTED LOCAL EDU-**
5 **CATIONAL AGENCIES.**

6 (a) IN GENERAL.—Section 8003(b)(2)(C)(i)(II)(bb)
7 of the Elementary and Secondary Education Act of 1965
8 (20 U.S.C. 7703(B)(2)(c)(i)(II)(bb)) is amended to read
9 as follows:

1 “(bb) for a local educational
2 agency that has a total student enroll-
3 ment of less than 350 students, has a
4 per-pupil expenditure that is less than
5 the average per-pupil expenditure of
6 generally comparable local educational
7 agencies (determined according to the
8 procedures described in section
9 222.74(b) of title 34, Code of Federal
10 Regulations, as such section was in ef-
11 fect on January 1, 2000) in the State
12 in which the local educational agency
13 is located; and”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 this section shall be effective on September 30, 2001, and
16 shall apply with respect to fiscal year 2002, and all subse-
17 quent fiscal years.

18 **SEC. 2. ELIGIBILITY OF BONESTEEL-FAIRFAX SCHOOL DIS-**
19 **TRICT IN BONESTEEL, SOUTH DAKOTA.**

20 The Secretary of Education shall deem the local edu-
21 cational agency serving the Bonesteel-Fairfax school dis-
22 trict, 26–5, in Bonesteel, South Dakota, to be eligible in
23 fiscal year 2003 for a basic support payment for heavily
24 impacted local educational agencies under section

1 8003(b)(2) of the Elementary and Secondary Education
2 Act of 1965 (20 U.S.C. 7703(b)(2)).

3 **SEC. 3. APPLICATION OF CENTRAL SCHOOL DISTRICT,**
4 **SEQUOYAH COUNTY, OKLAHOMA.**

5 Notwithstanding any other provision of law, the Sec-
6 retary of Education shall treat as timely filed an applica-
7 tion filed by Central School District, Sequoyah County,
8 Oklahoma, for payment for federally connected students
9 for fiscal year 2003, pursuant to section 8003 of the Ele-
10 mentary and Secondary Education Act of 1965 (20 U.S.C.
11 7703), and shall process such application for payment, if
12 the Secretary has received such application not later than
13 30 days after the date of enactment of this Act.

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